REGULATION VII OF 1935.

(Received the assent of His Highness the Maharaja on the 27th day of December 1935).

A Regulation to amend the Mysore Agriculturists' Relief Regulation XVIII of 1928.

Preamble. Whereas it is expedient to amend the Mysore Agriculturists' Relief Regulation, 1928; It is hereby enacted as follows:—

Short Title. 1. This Regulation may be called the Mysore Agriculturists' Relief (Amendment) Regulation, 1935.

2. The following shall be substituted for the first paragraph of Section 12 of the Regulation:—

Amendment of Section 12. "In passing a decree for money in any suit under this Regulation or in the course of any proceedings under a decree passed, whether before or after this Regulation comes into force, against an agriculturist, the Court may, on the application of either party, direct that any amount payable under that decree shall be paid by instalments."

Additions of new Sections 12-A and 12-B 3. The following shall be added after Section 12 as Sections 12-A and 12-B:—

12-A. The instalments to be allowed under Sections 11 and 12 shall be annual, and in fixing the number of such instalments, the Court shall take into consideration among other matters, the period during which the loan was outstanding and the repaying capacity of the judgment-debtor.

12-B. Whenever the Court orders payment by instalments, it may direct that when two or more instalments are in arrears, the decree-holder may immediately enforce payment of the whole amount then remaining due under the decree.

Amendment of Section 14. 4. (i) In Section 14 of the Regulation, for the words "No immovable property" at the beginning of the sentence, the words "Except as otherwise provided in Sub-sections (2), (3) and (4) no agricultural land" shall be substituted.

(ii) The following shall be added as Sub-sections (2), (3) and (4), the existing paragraph being numbered as Sub-section (1):—

"(2) The Court may at the time of passing a decree for money directing payment by instalments or at any time during the course of execution of such decree direct the judgment-debtor for sufficient cause to furnish security for the amount of the decree and if he fails to furnish the security required, order the attachment of any agricultural land belonging to the judgment-debtor.

"(3) The procedure in respect of attachments ordered under Sub-section (2) shall be, as far as may be, in accordance with the procedure relating to attachment before judgment under Order XXXVIII of the Civil Procedure Code, 1911.

"(4) No agricultural land ordered to be attached under Sub-section (2) shall be sold in pursuance of such attachment unless the judgment-debtor is in arrears in respect of two or more instalments under the decree."

5. The following shall be added as Section 25-A :— Addition of a new Section 25-A.

25-A. The Government may, by notification in the Official Gazette, from time to time, direct that the provisions of this Regulation, except Sections 2 and 13, shall not apply to any matter to or in which any society or class of societies registered under the Mysore Co-operative Societies Regulation, 1918, is a party, and may by a similar notification withdraw the exemption in respect of any such society or class of societies. Exemption in respect of certain Co-operative Societies.

MIRZA M. ISMAIL,
Dewan.

Order No. P. 4479—Legis. 58-35-1, dated Bangalore, the 9—10th January 1936.

Ordered that the accompanying Regulation to amend the Mysore Religious and Charitable Institutions Regulation, 1927, which received the assent of His Highness the Maharaja, on the 27th day of December 1935, be published as Regulation No. VIII of 1935, in the *Mysore Gazette*, for general information.

By Order,
M. VENKATESA IYENGAR,
Secretary to Government,
General Department.